DAMON K. DIAS, ESQ. E-filed: June 3, 2010 1 Nevada Bar No. 8999 E-mail: ddias@diaslawgroup.com DIAS LAW GROUP, LTD. 2 601 S. 6<sup>TH</sup> Street 3 Las Vegas, Nevada 89101 Telephone: (702)380-3011 4 Facsimile: (702)366-1592 5 Attorney for Creditors, X-It at 215, LLC 6 7 UNITED STATES BANKRUPTCY COURT 8 **DISTRICT OF NEVADA** 9 In re: RHODES DESIGN AND BK-S 09-14814-lbr 10 CASE NO.: BK-S 09-14846-lbr ADV. NO.: 11 DEVELOPMENT CORPORATION, a CHAPTER 11 12 Nevada Corporation. DATE: June 21, 2010 13 Debtor TIME: 9:30 a.m. 14 15 NOTICE OF HEARING ON MOTION FOR RELIEF FROM THE AUTOMATIC STAY 16 TO: ALL INTERESTED PARTIES: 17 PLEASE TAKE NOTICE that the undersigned will bring the MOTION FOR RELIEF 18 FROM THE AUTOMATIC STAY, before the above-entitled Court on the 21st day of June, 2010, 19 at the hour of 9:30 a.m. in the Foley Federal Building, at 300 Las Vegas Boulevard South, Third 20 Floor, Courtroom 1, Las Vegas, NV 89101, or as soon thereafter as counsel can be heard. 2.1 PLEASE TAKE FURTHER NOTICE that a copy of the above-referenced MOTION is on file with and available from the clerk of the United States Bankruptcy Court for the District of Nevada, Foley 2.2 23 Federal Building, 300 S. Las Vegas Blvd., Las Vegas, Nevada 89101; via the bankruptcy court's website 24 at www.nvb.uscourts.gov (a PACER account is required); or from the undersigned counsel upon request. 25 Any Opposition must be filed pursuant to Local Rule 9014(d)(1). 26 Local Rule 9014(d)(1): "Oppositions to a motion must be filed and service must be completed on the movant no later than fourteen (14) days after the motion is served except as provided by LR 3007(b) and LR 9006. If the 27 hearing has been set on less than fourteen (14) days' notice, the opposition must be filed no later than five (5) business days prior to the hearing, unless 28 the court orders otherwise. The opposition must set forth all relevant facts and any relevant legal authority. An opposition must be supported by

affidavits or declarations that conform to the provisions of subsection (c) of this rule."

If you object to the relief requested, you *must* file a WRITTEN response to this pleading with the court. You *must* also serve your written response on the person who sent you this notice.

If you do not file a written response with the court, or if of do not serve your written response on the person who sent you this notice, then:

- The court may refuse to allow you to speak at the scheduled hearing; and
- The court may *rule against you* without formally calling the matter at the hearing.

NOTICE IS FURTHER GIVEN that hearing on said Motion will be held before a United States Bankruptcy Court Judge, at the Foley Federal Building, 300 Las Vegas Blvd. South, Third Floor, Las Vegas, Nevada on June 21<sup>st</sup>, 2010, at the hour of 9:30 a.m. NOTICE IS FURTHER GIVEN that the hearing on this matter may be continued from time to time without further notice.

DATED: June 3, 2010.

## DIAS LAW GROUP, LTD.

/s/ Damon K. Dias
Damon K. Dias, Esq.
Nevada Bar No. 8999
601 S. 6<sup>th</sup> Street
Las Vegas, Nevada 89101
Attorney for Debtor

**CERTIFICATE OF SERVICE** 1 2 I hereby certify that on the 26 day of April, 2010, I did serve a true and correct copy of the 3 Motion for Relief from Automatic Stay by electronic means to: -the parties registered to receive electronic notice in this matter with the court, 4 5 and --by depositing the same in the United States Mail, first class postage prepaid to the 6 7 parties listed on the official mailing matrix in this matter, see attached list. The Debtor has acknowledged receipt, and the parties intend to file a stipulation allowing the Debtor to reply to 8 9 the Motion for relief until June 11, 2010. I further certify that the above referenced Notice of Hearing was served by electronic 10 11 means to: 12 -the parties registered to receive electronic notice in this matter with the court, 13 and --by depositing the same in the United States Mail, first class postage prepaid to the 14 15 parties listed on the official mailing matrix in this matter, see attached list. 16 **DATED:** June 3, 2010 17 /s/ Jissela J. Sandoval An employee of Dias Law Group, Ltd. 18 19 20 Z:\Client Matters\BK CREDITORS\Riedy, Terry -- Rhodes Homes 2050-2\NOH and COS for MOTION FOR RELIEF.wpd 21 22 23 24 25 26 27 28

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P.O. Box 42607

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